

## **MINUTES**

### **MONTANA SENATE 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON JUDICIARY**

**Call to Order:** Chair Terry Murphy, on March 17, 2011 at 9:00 AM, in Room 303 Capitol

#### **ROLL CALL**

##### **Members Present:**

Sen. Terry Murphy, Chair (R)  
Sen. Shannon Augare (D)  
Sen. Anders Blewett (D)  
Sen. Greg Hinkle (R)  
Sen. Rowlie Hutton (R)  
Sen. Cliff Larsen (D)  
Sen. Lynda Moss (D)  
Sen. Jim Peterson (R)  
Sen. Chas Vincent (R)

**Members Excused:** Sen. Jim Shockley, Vice Chair (R)  
Sen. Jeff Essmann (R)  
Sen. Larry Jent (D)

**Members Absent:** None

**Staff Present:** Valencia Lane, Legislative Branch  
Pam Schindler, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 117, 3/1/2011; HB 292, 3/1/2011; HB 448, 3/1/2011

**HEARING ON HB 448**

**Opening Statement by Sponsor:**

00:00:49 Rep. Krayton Kerns (R), HD 58, opened the hearing on HB 448, Enact interstate compact for enforcement of firearms freedom laws.

[EXHIBIT\(jus60a01\)](#)

**Proponents' Testimony:**

00:06:20 Tim Ravndal, Lewis and Clark Conservative Tea Party (LCCTP), Montana Tenth Amendment Center (MTAC)

**Opponents' Testimony:**

None

**Informational Testimony:**

None

**Questions from Committee Members and Responses**

None

**Closing by Sponsor:**

00:07:52 Rep. Kerns (Sen. Murphy will carry HB 448 on Senate Floor)

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**HEARING ON HB 117**

**Opening Statement by Sponsor:**

00:08:42 Rep. Chuck Hunter (D), HD 79, opened the hearing on HB 117, Require collection of DNA samples from offenders under interstate compact.

**Proponents' Testimony:**

00:10:10 Mike Batista, Division Administer, Department of Criminal Investigation (DCI), Department of Justice (DOJ), State of Montana

00:12:56 Jim Smith, Montana Sheriffs and Peace Officers Association (MSPOA)

00:14:11 Pam Bunke, Administrator, Adult Community Corrections Division, Department of Corrections (DOC), State of Montana

**Opponents' Testimony:**

None

**Informational Testimony:**

00:15:00 Phil Kinsey, Crime Lab, DOJ, State of Montana

**Questions from Committee Members and Responses:**

None

**Closing by Sponsor:**

00:15:28 Rep. Hunter (Sen. Larsen will carry HB 117 on Senate Floor)

**HEARING ON HB 292**

**Opening Statement by Sponsor:**

00:24:35 Rep. Dan Kennedy (R), HD 57, opened the hearing on HB 292, Constitutional referendum amending right to a clean and healthful environment.

**Proponents' Testimony:**

00:27:52 Don Allen, Western Environmental Trade Association (WETA)

00:32:34 Tim Ravndal, LCCTP, MTAC

00:34:35 Pat McCain, self, LCCTP

**Opponents' Testimony:**

00:35:32 Mark Aagenes, Montana Trout Unlimited (MTU)

00:37:47 Ben Lamb, Conservation Director, Montana Wildlife Federation (MWF)

00:40:46 Janet Ellis, Montana Audubon (MA)

00:43:17 Bob Adams, self, Helena, Montana

00:47:12 Ann Hedges, Montana Environmental Information Center (MEIC)

00:50:25 Clayton Elliott, Northern Plains Resource Council (NPRC)

00:55:10 Ross Prosperi, self

00:55:35 Liz Stoeckel, Homeward, Missoula

**Informational Testimony:**

None

**Questions from Committee Members and Responses:**

00:56:50 Sen. Blewett  
00:57:30 Rep. Kennedy  
00:59:34 Sen. Augare  
00:59:55 Rep. Kennedy  
01:06:30 Sen. Moss  
01:08:40 Rep. Kennedy

**Closing by Sponsor:**

01:11:14 Rep. Kennedy

01:12:13 Chairman Murphy

**Sub-committee on Medical Marijuana Update:**

01:12:40 Sen. Vincent  
01:14:06 Sen. Larsen  
01:14:16 Valencia Lane, Legislative Services Division (LSD)  
01:14:44 Chairman Murphy

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**ADJOURNMENT**

Adjournment:

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Pam Schindler, Secretary

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Additional Documents:

**EXHIBIT**([jus60aad.pdf](#))